

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: David Morton, et al.
Serial No.: 10/571,184
Filed: July 17, 2006 as national phase of International Patent
Application PCT/GB2004/003932, filed September 15, 2004
For: **MUCOACTIVE AGENTS FOR TREATING A
PULMONARY DISEASE**
TC/A.U.: 1623
Examiner: Eric OLSON
Docket No. 4781.1077
Customer No: 23280
Confirmation No. 9629

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 11, 2010

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with Applicant's duty of disclosure under 37 C.F.R. §§ 1.56 and 1.97, Applicant hereby submits this Supplemental Information Disclosure Statement, including one (1) sheet of Form PTO 1449, for consideration by the Examiner in connection with the above identified patent application.

Reference AD (WO 00/33811) listed on sheet 1 of the accompanying PTO form 1449 was cited by a third party in an EP Communication dated July 28, 2010. The Communication is listed as Reference AK on the accompanying PTO form 1449.

The present Information Disclosure Statement is filed under 37 C.F.R. § 1.97(d) and (e)(1), before the payment of the issue fee and each item of information contained in the Information Disclosure Statement was first cited in a third party Communication to the European Patent Office on July 28, 2010 (i.e. a communication in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement). Accordingly, the present Information Disclosure Statement is timely. Applicants enclose the requisite fee due under 37 C.F.R. § 1.17(p), in connection with the filing of this Information Disclosure Statement. If it is determined that any additional fee is due, the Examiner is authorized to charge said fee to Attorney Deposit Account No. 50-0552.

Applicants respectfully request that the references cited in the accompanying PTO 1449 form be considered and made of record. Applicants respectfully submit that the pending claims are patentable over all of the references made of record at this time.

Respectfully submitted,
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